

record books of Cecil county, in Liber D. S. No. 1, folio 220, &c., be and the same is hereby changed to The Jacob Tome Institute, and by that name the said corporation shall have and exercise all the powers and functions which were heretofore conferred upon, or possessed by, said corporation under and by its former name, and all conveyances made by or to said corporation, and all other acts of every nature and kind done by said corporation, in the exercise of its corporate powers and functions under its former name, shall have the same force and effect as if done under its name, The Jacob Tome Institute, and all liabilities incurred and all obligations assumed by the corporation under its former name shall be enforceable against it under its new name.

SEC. 2. *And be it enacted*, That the said corporation be and it is hereby authorized and empowered to take and receive by gift, grant, devise, bequest or otherwise, any property, real, personal or mixed, situate in this State or elsewhere, and to use, lease or otherwise dispose of the same, or any part thereof, in any matter not inconsistent with law.

Authority given.

SEC. 3. *And be it enacted*, That the said corporation be and it is hereby authorized and empowered, whenever any land, buildings or interest therein situate in the town of Port Deposit, or adjacent thereto, are necessary and proper for its uses and purposes, and it cannot agree upon a price therefore with the owner or owners thereof, or if the owner thereof be an infant, *feme covert*, trustee or *non compos mentis*, or for any other cause be legally incapable of contracting, or be out of the county in which said land or buildings may lie when the same may be wanted, to proceed to condemn and acquire such land, buildings or interest therein as may be necessary for school purposes, only in the manner provided for in sections two hundred and forty-eight to two hundred and fifty-three inclusive of Article twenty-three of the Code of Public General Laws of this State, (1888,) or any supplements or additions thereto, so far as the same may be applicable, and not inconsistent with the provisions of this Act and the Act of the General Assembly of Maryland of 1892, chapter 657, relating to giving of notice to the owners in condemnation cases, shall be applicable to proceedings for condemnation of property by said corporation; provided, that said Jacob Tome Institute shall have no right to condemn any land now in the possession of said corporation the title to which is now in litigation in the ejectment suit of the heirs of James Davis *vs.* said Jacob Tome Institute, now pending in the Court of Appeals of Maryland.

Power given to condemn property.